

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SIMMONS Examiner: UNKNOWN
Serial No.: 10/764,428 Group Art Unit: 1651
Filed: JANUARY 23, 2004 Docket: 11669.120USU1
Confirmation No.: 6080 Customer No.: 23552
Title: METHODS FOR PRODUCING HUMANIZED ANTIBODIES AND IMPROVING YIELD
OF ANTIBODIES OR ANTIGEN BINDING FRAGMENTS IN CELL CULTURE

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 2, 2004.

By: *Sheryl A. Boerboom*
Name: Sheryl A. Boerboom

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

23552

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Supplemental Information Disclosure Statement, Form 1449, 62 References
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By: *Katherine M. Kowalchuk*
Name: Katherine M. Kowalchuk
Reg. No.: 36,848
KKowalchuk:sab



S/N 10/764,428

PATENT

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By:

Name: Sheryl A. Boerboom

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. § 1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

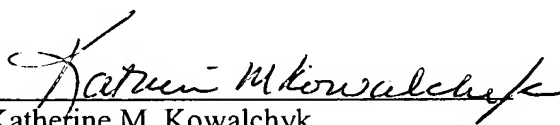
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P. O. Box 2903
Minneapolis, Minnesota 55402-0903
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Date November 2, 2004


Katherine M. Kowalchuk
Reg. No. 36,848
KMK:sab



FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 11669.120USU1	Application Number: 10 764,428
	Applicant: SIMMONS	
	Filing Date: 01/23/04	Group Art Unit: UNKNOWN

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,645,090	02/29/1972	Mochizuki et al.			
	3,773,919	11/20/1973	Boswell et al.			
	RE 30,985	06/29/1982	Cartaya			
	3,940,475	02/24/1976	Gross			
	4,560,655	12/24/1985	Baker			
	4,657,866	04/14/1987	Kumar			
	4,737,456	04/12/1988	Weng et al.			
	4,767,704	08/30/1988	Cleveland et al.			
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	4,943,529	07/24/1990	Van de Berg et al.			
	5,122,469	06/16/1992	Mather et al.			
	5,264,365	11/23/1993	Georgiou et al.			
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	6,632,927 B2	10/14/2003	Adair et al.			

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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	Filing Date: 01/23/04	Group Art Unit: UNKNOWN

	2004/0202662 A1	10/14/04	Adair et al.				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	0 139 383 A1	05/02/1985	Europe				
	0 183 070 B1	10/09/1991	Europe				
	0 244 234 B2	11/07/2001	Europe				
	0 394 538 B1	10/16/1996	Europe				
	0 402 226 A1	12/12/1990	Europe				
	WO 87/00195	01/15/1987	PCT				
	WO 90/03430	04/05/1990	PCT				
	WO 91/00357	01/10/1991	PCT				
	WO 93/17715	09/16/1993	PCT				
	WO 98/45331	10/15/1998	PCT				
	WO 98/45332	10/15/1998	PCT				
	WO 99/64460	12/16/1999	PCT				
	WO 01/70984 A2	09/27/2001	PCT				
	WO 02/056910 A1	07/25/2002	PCT				
	WO 03/018771 A2	03/06/2003	PCT				
	WO 2003/018771 A3	03/06/2003	PCT				
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		Anthony, "Metabolism in the methylotrophic yeasts", <i>The Biochemistry of Methylotrophs</i> , Chap. 10, pp. 269-292 (1982)					
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		Wörn et al., "Mutual Stabilization of V _L and V _H in Single-Chain Antibody Fragments, Investigated with Mutants Engineered for Stability", <i>Biochemistry</i> , 37:13120-13127 (1998)
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